

**CIVIL NO. 1:05CV273**

**Defendant.**

## ORDER

**IT IS, THEREFORE, ORDERED** that the Defendant's motion to  
renew its motion for summary judgment is **ALLOWED**, and the Plaintiff has  
to and including **SEPTEMBER 11, 2006**, in which to respond to the

Defendant's motion for summary judgment filed April 13, 2006, and renewed by this Order.

**IT IS FURTHER ORDERED** that this case is continued from the September 2006 trial calendar and the pretrial conference scheduled for Tuesday, August 29, 2006, is likewise cancelled.

**IT IS FURTHER ORDERED** that, in view of the continuance from the September 2006 trial calendar, Defendant's motion for an extension of time is **DENIED** as moot.

Signed: August 24, 2006

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

